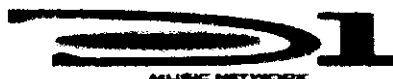


TTAB



3012 16TH STREET #201 • SAN FRANCISCO, CA. • 94103-3459
PHONE: (415) 552-1111 • FAX: (415) 552-8444 • EMAIL: lou@d1music.com
www.d1musicnet.com

Trademark Trial and Appeal Board
2900 Crystal Drive
Arlington, VA. 22202



05-17-2004

U.S. Patent & TMOtc/TM Mail Rcpt Dt. #66

RE: Serial Number: ~~7640774~~ 76420774; Opposition Number: 158707

To Whom It May Concern:

I have never received the notice dated December 8, 2003. I terminated the services of the attorney of record Christopher Day in June 2003, because he didn't handle the notice of opposition to our satisfaction. He did not forward any of the papers your office thinks, I failed to respond to. He did not send anything to my attention other than the opposing attorneys address and their request for an extension of time, which we granted on 2 different occasions.

I have remained in phone contact with the examining attorney's office. Ms. Cheryl Steplight was away last year on maternity leave and a male attorney took her case load while she was out. I told him on more than one occasion that we terminated the services of Mr. Day and he spoke to the replacement attorney Joel S. Turtle and he called Mr. Turtle's office on more than one occasion. I am confused as to why this was not put on record. I verbally communicated this to both the examining attorney and the opposing attorneys offices. They were in constant negotiations with Mr. Turtle trying to resolve this issue. After they wanted us to comply with unreasonable demands that we didn't believe existed, we decided that there wasn't any conflict of any kind, so we refused to grant the third extension.

I have never received any notices so I called Ms. Steplight's office about 2 months ago and it took her about a month to reply because she stated that her message system was not functioning properly and her response to the message I left her was that this case was with your office (TTAB) and if there were any notices they would send them to us for our response.

I will not sit back and allow the opposing party to bully us without a valid claim and I am requesting that your office send me the notice I never received from December and I will reply immediately.

Thanking you in advance for your understanding and cooperation regarding this request. I am going to file a complaint with the Bar Association against the attorney of record for failure to perform his duties in a professional manner.

Sincerely,

A handwritten signature in cursive script that reads 'Lou Gordon'.

Lou Gordon
Astro America, LLC
D/b/a: D1 Music Network

32